



REGISTRAR OF REGULATIONS

08 MAY -2 PM 2: 35

**COMMONWEALTH of VIRGINIA****Department of Health  
DIVISION OF SHELLFISH SANITATION**109 Governor Street, Room 614-B  
Richmond, VA 23219Ph: 804-864-7487  
Fax: 804-864-7481**NOTICE AND DESCRIPTION OF CONDEMNED SHELLFISH AREA  
NUMBER 039-100, DYER CREEK****EFFECTIVE 14 MAY 2008**

Pursuant to Title 28.2, Chapter 8, §§28.2-803 through 28.2-808, §32.1-20, and §2.2-4002, B.16 of the *Code of Virginia*:

1. The "Notice and Description of Shellfish Area Number 039-100, Dyer Creek," effective 26 April 2007 is cancelled effective 14 May 2008.
2. Condemned Shellfish Area Number 039-100, shown as Sections A, B and C is established effective 14 May 2008. It shall be unlawful for any person, firm, or corporation to take shellfish from this section for any purpose, except by permit granted by the Marine Resources Commission, as provided in Section 28.2-810 of the *Code of Virginia*. The boundary of this section is shown on the map titled "Dyer Creek, Condemned Shellfish Area Number 039-100, 14 May 2008" which is part of this notice.
3. The Department of Health will receive, consider and respond to petitions by any interested person at any time with respect to reconsideration or revision of this order.

**BOUNDARIES OF CONDEMNED AREA NUMBER 039-100**

- A. The condemned area shall include all of that portion of Dyer Creek and its tributaries lying upstream of a line drawn between latitude/longitude map coordinate (37°20'20.5", -76°16'55.2") and map coordinate (37°20'21.0", -76°16'50.6").
- B. The condemned area shall include all of that portion of Jacks Creek and its tributaries lying upstream of a line drawn between latitude/longitude map coordinate (37°20'16.4", -76°16'27.2") and map coordinate (37°20'22.0", -76°16'23.2").
- C. The condemned area shall include all of the unnamed tributary of Dyer Creek lying upstream of a line drawn between latitude/longitude map coordinate (37°20'03.6", -76°16'58.9") and map coordinate (37°20'01.7", -76°16'54.2").

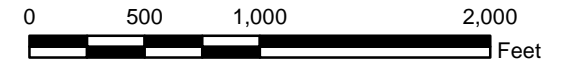
Recommended by:

  
Director, Division of Shellfish Sanitation

Ordered by:


  
State Health Commissioner5/1/08  
Date**VDH** VIRGINIA  
DEPARTMENT  
OF HEALTH  
Protecting You and Your Environment  
www.vdh.virginia.gov/shellfish

**Virginia Department of Health  
Dyer Creek  
Condemned Shellfish Area 039-100  
14 May 2008**



Chesapeake Bay  
01-00-00



 Condemned Shellfish Areas  
(Sections A, B & C)

Geographic coordinates in NAD83 datum;  
shown in degrees, minutes & seconds.

**Section  
A**

**Section  
B**

**Section  
C**

Jacks Creek  
10-37-00

Dyer Creek  
10-38-00

STHY 602

Horn Harbor Ave

Elwood Rd

STHY 602

Sandbank Ln

STHY 14

Mathews County

(37°20'20.5"; -76°16'55.2")

(37°20'21.0"; -76°16'50.6")

Dyers Creek Rd

(37°20'22.0"; -76°16'23.2")

(37°20'16.4"; -76°16'27.2")

(37°20'03.6"; -76°16'58.9")

(37°20'01.7"; -76°16'54.2")

STHY 600

Point Rd